



IFW

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q89815

Hirofumi NAKAMURA, et al.

Appln. No.: 10/547,330

Group Art Unit: 1632

Confirmation No.: 7031

Examiner: Unknown at this time

Filed: September 01, 2005

For: **TRANSGENIC PLANTS MODIFIED TO ACCUMULATE
FRUCTOOLIGOSACCHARIDES AND PRODUCTION THEREOF**

REQUEST FOR CORRECTED OFFICIAL FILING RECEIPT

ATTN: Office of Initial Patent Examination
Filing Receipt Correction

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

We enclose a copy of the Official Filing Receipt for the above-identified application and request the following correction:

~~Transgenic plant having fructooligosaccharide accumulated therin and process for
constructing~~

Transgenic plants modified to accumulate fructooligosaccharides and production thereof

Verification for the requested correction is indicated on the enclosed copy of the original Assignment filed September 1, 2005.

Respectfully submitted,


Joseph J. Ruch, Jr.
Registration No. 26,577

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WASHINGTON OFFICE
23373
CUSTOMER NUMBER

Date: April 26, 2006



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY.DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/547,330	09/01/2005	1632	900	Q89815		20	1

CONFIRMATION NO. 7031

23373
 SUGHRUE MION, PLLC
 2100 PENNSYLVANIA AVENUE, N.W.
 SUITE 800
 WASHINGTON, DC 20037

FILING RECEIPT



OC000000018443459

Date Mailed: 04/05/2006

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Hirofumi Nakamura, Saitama, JAPAN;
 Hideyoshi Kubota, Saitama, JAPAN;
 Shinya Kawai, Tokyo, JAPAN;
 Takashi Mitsunari, Tokyo, JAPAN;
 Daisuke Fukutomi, Tokyo, JAPAN;

Assignment For Published Patent Application

MEIJI SEIKA KAISHA, LTD., Tokyo, JAPAN

Power of Attorney: The patent practitioners associated with Customer Number 23373.

Domestic Priority data as claimed by applicant

This application is a 371 of PCT/JP04/02564 03/02/2004

Foreign Applications

JAPAN 2003-055220 03/03/2003

If Required, Foreign Filing License Granted: 04/02/2006

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US10/547,330**

Projected Publication Date: 07/13/2006

Non-Publication Request: No

Early Publication Request: No

Title

Transgenic plant having fructooligosaccharide accumulated therein and process for constructing

Preliminary Class TRANSGENIC PLANTS MODIFIED TO ACCUMULATE

435 FRUCTOOLIGOSACCHARIDES AND PRODUCTION THEREOF

PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process **simplifies** the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at <http://www.uspto.gov/web/offices/pac/doc/general/index.html>.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, <http://www.stopfakes.gov>. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

LICENSE FOR FOREIGN FILING UNDER

Title 35, United States Code, Section 184

Title 37, Code of Federal Regulations, 5.11 & 5.15

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ASSIGNMENT

Whereas, we, (1) Hirofumi NAKAMURA of c/o Health & Bioscience Laboratories, Meiji Seika Kaisha, Ltd., 5-3-1, Chiyoda, Sakado-shi, Saitama 350-0289, Japan, (2) Hidetoshi KUBOTA of c/o Health & Bioscience Laboratories, Meiji Seika Kaisha, Ltd., 5-3-1, Chiyoda, Sakado-shi, Saitama 350-0289, Japan, (3) Shinya KAWAI of c/o Tokyo University of Agriculture and Technology Faculty of Agriculture 3-5-8, Saiwai-cho, Fuchu-shi, Tokyo 183-8509, Japan, (4) Takashi MITSUNARI of c/o Tokyo University of Agriculture and Technology Faculty of Agriculture 3-5-8, Saiwai-cho, Fuchu-shi, Tokyo 183-8509, Japan, (5) Daisuke FUKUTOMI of c/o Tokyo University of Agriculture and Technology Faculty of Agriculture 3-5-8, Saiwai-cho, Fuchu-shi, Tokyo 183-8509, Japan, hereinafter called assignors, have invented certain improvements in

TRANSGENIC PLANTS MODIFIED TO ACCUMULATE FRUCTOOLIGO-SACCHARIDES AND PRODUCTION THEREOF

and executed an application for Letters Patent of the United States of America therefor on

August 12, 2005; and

Whereas, MEIJI SEIKA KAISHA, LTD. of 4-16, Kyobashi 2-chome, Chuo-ku, Tokyo 104-8002, Japan (assignee), desire to acquire the entire right, title and interest in the application and invention, and to any United States patents to be obtained therefor;

Now therefore, for valuable consideration, receipt whereof is hereby acknowledged,

We, the above named assignors, hereby sell, assign and transfer to the above named assignee, its successors and assigns, the entire right, title and interest in the application and the invention disclosed therein for the United States of America, including the right to claim priority under 35 U.S.C. § 119, and we request the Director – U.S. Patent and Trademark Office to issue any Letters Patent granted upon the invention set forth in the application to the assignee, its successors and assigns; and we will execute without further consideration all papers deemed necessary by the assignee in connection with the United States application when called upon to do so by the assignee.

We hereby authorize and request our attorneys SUGHRUE MION, PLLC of 2100 Pennsylvania Avenue, N.W., Washington, D.C. 20037-3213 to insert here in parentheses (Application number _____ and Confirmation number _____, filed _____) the filing date and application number of said application when known.

Date: August 12, 2005

s/ Hirofumi Nakamura
Hirofumi NAKAMURA

Date: August 12, 2005

s/ Hidetoshi Kubota
Hidetoshi KUBOTA

Date: August 12, 2005

s/ Shinya Kawai
Shinya KAWAI

Date: August 12, 2005

s/ Takashi Mitsunari
Takashi MITSUNARI

Date: August 12, 2005

s/ Daisuke Fukutomi
Daisuke FUKUTOMI